

Adopted	Rejected
---------	----------

## COMMITTEE REPORT

YES:	11
NO:	8

### MR. SPEAKER:

*Your Committee on Ways and Means, to which was referred House Bill 1730, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Delete the title and insert the following:
- 2 A BILL FOR AN ACT to amend the Indiana Code concerning
- 3 taxation.
- 4 Delete everything after the enacting clause and insert the following:
- 5 SECTION 1. IC 6-1.1-20-1.1, AS AMENDED BY P.L.146-2008,
- 6 SECTION 188, IS AMENDED TO READ AS FOLLOWS
- 7 [EFFECTIVE JULY 1, 2009]: Sec. 1.1. As used in this chapter,
- 8 "controlled project" means any project financed by bonds or a lease,
- 9 except for the following:
- 10 (1) A project for which the political subdivision reasonably
- 11 expects to pay:
- 12 (A) debt service; or
- 13 (B) lease rentals;
- 14 from funds other than property taxes that are exempt from the

levy limitations of IC 6-1.1-18.5 or (before January 1, 2009) IC 20-45-3. A project is not a controlled project even though the political subdivision has pledged to levy property taxes to pay the debt service or lease rentals if those other funds are insufficient.

(2) A project that will not cost the political subdivision more than the lesser of the following:

(A) Two million dollars (\$2,000,000).

(B) An amount equal to one percent (1%) of the total gross assessed value of property within the political subdivision on the last assessment date, if that amount is at least one million dollars (\$1,000,000).

(3) A project that is being refinanced for the purpose of providing gross or net present value savings to taxpayers.

(4) A project for which bonds were issued or leases were entered into before January 1, 1996, or where the state board of tax commissioners has approved the issuance of bonds or the execution of leases before January 1, 1996.

(5) A project that is required by a court order holding that a federal law mandates the project.

(6) A project that:

(A) is in response to:

(i) a natural disaster;

(ii) an accident; or

(iii) an emergency;

in the political subdivision that makes a building or facility unavailable for its intended use; and

(B) is approved by the county council of each county in which the political subdivision is located.

(7) A project that was not a controlled project under this section as in effect on June 30, 2008, and for which:

(A) the bonds or lease for the project were issued or entered into before July 1, 2008; or

(B) the issuance of the bonds or the execution of the lease for the project was approved by the department of local government finance before July 1, 2008.

**(8) A project for the construction, repair, alteration, or retrofitting of a public building or structure designed with the goal of achieving:**

- 1           **(A) the standards for existing buildings under the United**
- 2           **States Green Building Council's Leadership in Energy and**
- 3           **Environmental Design (LEED) rating system;**
- 4           **(B) the Green Globes Two Globes level; or**
- 5           **(C) an equivalent standard under an equivalent rating**
- 6           **system that is accredited by the American National**
- 7           **Standards Institute."**

(Reference is to HB 1730 as introduced.)

**and when so amended that said bill do pass.**

---

Representative Crawford